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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|--------------------------|------------------|
| 09/921,663 | 08/03/2001 | Philippe Pouletty | 500862000105 | 8307 |
| 20872 | 7590 | 01/30/2004 | | |
| MORRISON & FOERSTER LLP 425 MARKET STREET SAN FRANCISCO, CA 94105-2482 | | | EXAMINER GUPTA, ANISH | |
| | | | ART UNIT 1654 | PAPER NUMBER |

DATE MAILED: 01/30/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

The timely submission under 37 CFR 1.129(a) filed on 11-03-03 is not fully responsive to the prior Office action because of the following reason.

Applicants' response to the election of species did not fulfill the restriction requirement. Applicants were required to elect a "single disclosed species for prosecution on the merits." Applicants, rather than electing a "single disclosed species," elected subgenerics in antiproliferative drug as the X entity, enzymatically cleavable linking entity as the Y entity, and a chemically reactive group as the Z entity. Applicants are requested to select a single disclosed species that read on the X-Y-Z formula.

Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

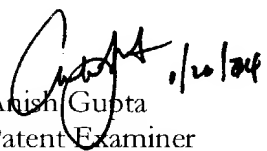
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anish Gupta whose telephone number is (703) 308-4001. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brenda Brumback, can normally be reached on (703)306-3220. The fax phone number of this group is (703) 308-4242.

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Any inquiry of a general nature or relating to the status of this application should be directed to the
Group receptionist whose telephone number is (703) 308-0196.


Anish Gupta
Patent Examiner